IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 23029 of 2004

Between:

Meena Sarma, W/o. Nathu Sarma,
R/o. H.No. 13-1-1141/1, Kumarwadi, Marwadi Basti, Karvansahu, Hyderabad.

..... PETITIONER

AND

1 The Director General of Police and Inspector General of Police,

Government of Andhra Pradesh, Lakikdikapool,
Hyderabad.
2 The Commissioner of Police, Basheerbagh, Hyderabad.
3 The Deputy Commissioner of Police, Central Crim Station,

Police Control Room, Hyderabad.
4 L K Shinde Circle Inspector of Police, Central Crime Station,

Police Control Room, Hyderabad.

...RESPONDENTS)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the name of Writ of Habeas Corpus Petition quashing or setting aside the illegal detention of the Petitioners father (1) Sri Ghanshyam Das S/o Late Laxminarayana, aged about 56 years, the petitioner's brother (2) Mr. Rajesh Son of Ghanshyam, aged about 32 years, R/o. marwadi Basti, Hyderabad the petitioner's husband (3) Sri Nathu Sarma S/o. Late Govindlal Sarma, aged about 27 years, Tapachiputra, Hyderabad by directing 4th respondent to cause the production of the detainees before the

Honourable Court forthwith and set him at liberty forthwith from the illegal detention of the 4th respondent and pass such other and further order or orders

Counsel for the Petitioner: MR.A.G.SEETHARAM

Counsel for the Respondents.: THE ADVOCATE GENERAL

The Court at the admission stage made the following :

ORDER: (per Sri BN.J)

The case of the petitioner is that the police arrested the detenus on 8.12.2004 at about 7.30 hours and had not issued any arrest card and had not followed the due process of law.

The respondents in their counter have stated that the alleged detenus were arrested on 18.12.2004 in a case registered as crime No.275 of 2002 under Sections 457 and 380 IPC and they were produced before the concerned Magistrate who has remanded them to judicial custody.

In this view of the matter, no further orders are necessary. However, the petitioner submits that the detenus were arrested on 8.12.2004 but not on 18.12.2004. He can agitate this matter also before the Magistrate's Court.

The Writ petition is accordingly dismissed.

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22..12..2004

msv.

To

1 The Director General of Police and Inspector General of Police,

Government of Andhra Pradesh, Lakikdikapool,
Hyderabad.
2 The Commissioner of Police, Basheerbagh, Hyderabad.
3 The Deputy Commissioner of Police, Central Crim Station,

Police Control Room, Hyderabad.
4 L K Shinde Circle Inspector of Police, Central Crime Station,

Police Control Room, Hyderabad.

5. 2 CCs to the Advocate General, High Court of A.P. Hyderabad

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